

P
J

LAW OFFICES
KILYK & BOWERSOX, P.L.L.C.
Intellectual Property Law

RECEIVED
 CENTRAL FAX CENTER

APR 22 2004

LUKE A. KILYK* (PA, DC)
 LEONARD D. BOWERSOX
 ARASH BEHRAVESH* (MA)
 JASBIR SINGH
 MATTHEW T. GILL

Of Counsel:
 WILLIAM CHARLES JAMISON
 SAMUEL P. BURKHOLDER* (PA, DC, NJ)

**53 A East Lee Street
 WARRENTON, VA 20186**

TEL.: (540) 428-1701
 FAC.: (540) 428-1720
 (540) 428-1721

FAIRFAX OFFICE
 3603-E Chain Bridge Road
 Fairfax, Virginia 22030

Email: lkilyk@kbpatentlaw.com
 Website: http://www.kbpatentlaw.com

*Admitted only in states indicated

PLEASE DIRECT CORRESPONDENCE TO OUR WARRENTON OFFICE

RECEIVED

APR 23 2004

OIPE/JCWS

OFFICIAL

FACSIMILE TRANSMISSION COVER SHEET

DATE: April 22, 2004

TO: Examiner: Frank I. CHOI
 Group Art Unit 1616
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

RE: U.S. Patent Application No. 09/761,561
 For: MICROBICIDAL FORMULATIONS AND METHODS TO CONTROL
 MICROORGANISMS
Our Ref.: 3731-002

FROM: Luke A. Kilyk, Esq. *by*

FAC. TEL. NO.: 1-703-872-9306

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 19

Items Attached: Request for Reconsideration -- 7 pages
 Ringbom, A., & Harju L., *Anal. Chim. Acta.*, 59, 33 (1972) -- 8 pages
 Petition for a 3 Month Extension of Time -- 1 page
 Fee Transmittal Sheet -- 1 page
 Credit Card Payment Form -- 1 page

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-703-872-9306 on April 22, 2004.

Donald Prater

Name of Person Signing Certificate

Donald S. Prater
 Signature

THE INFORMATION CONTAINED IN THIS MESSAGE IS CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. This message may also be an attorney/client communication which is privileged and confidential. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by calling us collect and return the original message to us at the above address by mail. Thank you.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant Claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)
(\$475.00)

Complete if Known

Application Number	09/761,561
Filing Date	January 17, 2001
First Named Inventor	BATARSEH et al.
Examiner Name	Frank I. CHOI
Art Unit	1618
Attorney Docket No.	3731-002

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None Deposit Account

Deposit Account Number	50-0925
Deposit Account Name	Kilyk & Bowersox, P.L.L.C.

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee			
1002	340	2002	170	Design filing fee			
1003	530	2003	265	Plant filing fee			
1004	770	2004	385	Reissue filing fee			
1005	180	2005	80	Provisional filing fee			

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	-20**=	Extra Claims	Fee from below	=	Fee Paid
Independent Claims	-20**=	X		=	
Multiple Dependent	-3**=	X		=	

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	"Reissue independent claims over original patent
1205	18	2205	9	"Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

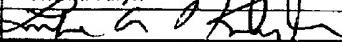
3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath			
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet			
1053	130	1053	130	Non-English specification			
1812	2,520	1812	2,520	For filing a request for ex parte reexamination			
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action			
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action			
1251	110	2251	55	Extension for reply within first month			
1252	420	2252	210	Extension for reply within second month			
1253	950	2253	475	Extension for reply within third month			475.00
1254	1,480	2254	740	Extension for reply within fourth month			
1255	2,010	2255	1,005	Extension for reply within fifth month			
1401	330	2401	185	Notice of Appeal			
1402	330	2402	185	Filing a brief in support of an appeal			
1403	290	2403	145	Request for oral hearing			
1451	1,510	1451	1,510	Petition to institute a public use proceeding			
1452	110	2452	55	Petition to revive - unavoidable			
1463	1,330	2453	665	Petition to revive - unintentional			
1501	1,330	2601	665	Utility issue fee (or reissue)			
1502	480	2502	240	Design issue fee			
1503	640	2503	320	Plant issue fee			
1460	130	1460	130	Petitions to the Commissioner			
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)			
1808	180	1808	180	Submission of Information Disclosure Stmt			
8021	40	8021	40	Recording each patent assignment per property (times number of properties)			
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))			
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))			
1801	770	2801	385	Request for Continued Examination (RCE)			
1802	900	1802	900	Request for expedited examination of a design application			

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 475.00)

SUBMITTED BY	Complete if applicable				
Name (Print/Type)	Luke A. Kilyk	Registration No. (Attorney/Agent)	33,251	Telephone	1-540-428-1701
Signature					
Date	April 22, 2004				

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-703-872-9306 on April 22, 2004.

Donald Prater
Name (Print)

Signature

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-703-872-9306 on April 22, 2004.

Donald Prater
Name (Print)

Donald S. Prater
Signature

RECEIVED
CENTRAL FAX CENTER

APR 22 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: BATARSEH et al.)	Examiner: Frank I. CHOI
Application No.: 09/761,561)	Group Art Unit: 1616
Filed: January 17, 2001)	Confirmation No.: 5927
Docket No.: 3731-002)	Customer No.: 33432

For: MICROBICIDAL FORMULATIONS AND METHODS TO CONTROL MICROORGANISMS

OFFICIAL

PETITION FOR EXTENSION OF TIME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

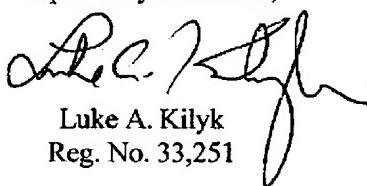
April 22, 2004

Sir:

Applicants petition the Commissioner of Patents and Trademarks to extend the time for response, from the Notice of Appeal dated December 2, 2003, for 3 months, from February 2, 2004 to May 2, 2004.

Enclosed is a Credit Card Payment Form that includes the amount of \$475.00 to cover the cost of the extension fee for a small entity. In the event that any additional fees are due in connection with this paper, please charge such fees to Deposit Account No. 50-0925.

Respectfully submitted,


Luke A. Kilyk
Reg. No. 33,251

04/23/2004 SDENB0B1 00000072 09761561

01 FC:2253

475.00 OP

Atty. Docket No. 3731-002
KILYK & BOWERSOX, P.L.L.C.
53 A East Lee Street
Warrenton, VA 20186
Tel.: (540) 428-1701
Fax: (540) 428-1720